

Message Text

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60

ACTION EB-11

INFO OCT-01 EUR-25 EA-11 IO-14 ISO-00 AF-10 ARA-16 NEA-10

RSC-01 AGR-20 CEA-02 CIAE-00 COME-00 DODE-00 FRB-02

H-03 INR-10 INT-08 L-03 LAB-06 NSAE-00 NSC-07 PA-04

AID-20 CIEP-02 SS-20 STR-08 TAR-02 TRSE-00 USIA-15

PRS-01 SP-03 FEA-02 OMB-01 SWF-02 DRC-01 /241 W

----- 122582

R 191735Z APR 74

FM USMISSION GENEVA

TO SECSTATE WASHDC 5255

INFO AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY OTTAWA

AMEMBASSY PARIS

USMISSION OECD PARIS

AMEMBASSY ROME

AMEMBASSY TOKYO

USMISSION EC BRUSSELS

LIMITED OFFICIAL USE GENEVA 2444

USOECD PARIS PASS FETEKUTY

SANTIAGO FOR EBERLE

E.O. 11652: N/A

TAGS: ETRD, GATT

SUBJECT: GATT SECRETARIAT ON INTERNATIONAL DISCIPLINE

FOR SHORT SUPPLY ACTIONS

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REF: A. STATE 074777; B. GENEVA 2080

1. WE BRIEFED GATT DEPUTY DIRECTOR GENERAL PATTERSON ON PRELIMINARY USG THINKING ON USE EXPORT RESTRICTIONS AS PER REFTEL A.

2. PATTERSON FEELS THAT IT WOULD BE BEST TO HOLD PRELIMINARY DISCUSSIONS OF WAYS TO BRING DISCIPLINE INTO EXPORT RESTRICTION ACTIONS IN THE OECD. THIS ORGANIZATION PROVIDES NON-NEGOTIATING ATMOSPHERE WHERE MAJOR TRADING COUNTRIES CAN DISCUSS PROBLEMS WITHOUT CONTINUALLY WORRYING ABOUT EFFECT ON SUBSEQUENT NEGOTIATING POSITIONS. HOWEVER, PATTERSON ALSO BELIEVES THAT ONCE OECD HAS EXPLORED PROBLEM, IT WILL BE NECESSARY TO MOVE CONSIDERATION OF EXPORT RESTRICTIONS TO GATT IF WE WISH TO ARRIVE AT FIRM AGREEMENTS INVOLVING MUTUAL RIGHTS AND OBLIGATIONS.

3. PATTERSON SAID GATT SECRETARIAT HAS BEEN LOOKING INTO PROBLEMS POSED BY EXPORT RESTRICTIONS (SEE REFTEL B). CURRENT SECRETARIAT THINKING IS THAT AMONG OTHER THINGS MTN MIGHT USEFULLY DEVELOP CODE OR SET OF RULES GOVERNING COMMITMENTS BY EXPORTERS LIMITING EXPORT RESTRICTIONS. THESE RULES COULD, AMONG OTHER THINGS, PROVIDE FOR FIRM AND MEANINGFUL BINDINGS OF SUCH COMMITMENTS WITH AGREED SAFEGUARD PROCEDURES. COUNTRIES COULD THEN NEGOTIATE APPLICABILITY OF THESE RULES TO PARTICULAR PRODUCTS IN THE SAME WAY THAT THEY NOW NEGOTIATE CONCESSIONS ON IMPORT RESTRICTIONS. FOOTNOTE TO SUCH CONCESSIONS ON EXPORT RESTRICTIONS COULD MAKE THESE CONCESSIONS SUBJECT TO THESE AGREED RULES. GENERAL AGREEMENT NEED NOT THUS BE RENEGOTIATED.

4. PATTERSON EXPECTS TO ATTEND OECD XCSS MEETING NEXT WEEK. HE HOPES TO BE ABLE TO DISCUSS U.S. IDEAS ON EXPORT RESTRICTIONS INFORMALLY WITH U.S. DELEGATION.DALE

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